IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 964 OF 2005

IN

WRIT PETITION NO. 485 OF 2004

CORPORATION OF THE CITY OF PANAJI BY ITS ADMINISTRATOR, PANAJI GOA. ....Applicant

Versus

THE VILLAGE PANCHAYAT OF CURCA AND 4 ORS., ...Respondents

Shri A. F. Diniz, Advocate for the applicant.

Ms. Norma Alvares, Advocate for the respondent No.1-Village Panchayat of Curca and original Petitioner in Writ Petition No.485/2004.

Shri S. S. Kantak, Advocate General with Shri S. R. Rivonkar, Govt. Advocate for respondents No.2 and 5.

Shri J. Godinho, Advocate for respondent No.3.

Coram:- A. P. LAVANDE & N. A. BRITTO, JJ.

Date:- 10th April, 2006

P.C.

Heard Shri Diniz on behalf of the applicant-Corporation and Ms. Alvares on behalf of the petitioner in Writ Petition No.485/2004. Shri Diniz has submitted that after the Order dated 28th December, 2005, nothing surives in this Misc. Civil Application No.964/2005. However, it is contended by Ms. Alvares on behalf of the original petitioner that the applicant-Corporation has not completed the works as per phases as undertaken before this Court by Affidavit dated 28.9.2005. In case the applicant-Corporation has not carried out the works as stated by them before this Court, then the petitioner would be at liberty to file an

appropriate application seeking appropriate reliefs against the applicant-Corporation.

As far as Misc. Civil Application No.964/05 is concerned, we find that nothing remains to be done in this application after the order dated 28.12.2005. Accordingly, the same shall stand disposed of with liberty to the petitioner in Writ Petition No.485/2004 to seek appropriate reliefs by a separate application.

A. P. LAVANDE, J.

N. A. BRITTO, J.

ssm.